

IN THE UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

W. A. DREW EDMONDSON, in his )  
capacity as ATTORNEY GENERAL )  
OF THE STATE OF OKLAHOMA and )  
OKLAHOMA SECRETARY OF THE )  
ENVIRONMENT C. MILES TOLBERT,) )  
in his capacity as the )  
TRUSTEE FOR NATURAL RESOURCES) )  
FOR THE STATE OF OKLAHOMA, )

Plaintiff, )

vs. )

4:05-CV-00329-TCK-SAJ

TYSON FOODS, INC., et al, )

Defendants. )

THE DEPOSITION OF JIM LANCE

PIGEON, produced as a witness on behalf of the  
Plaintiff in the above styled and numbered cause,  
taken on the 25th day of May, 2007, in the City of  
West Siloam Springs, County of Delaware, State of  
Oklahoma, before me, Lisa A. Steinmeyer, a Certified  
Shorthand Reporter, duly certified under and by  
virtue of the laws of the State of Oklahoma.

1 grower in December of '95?

2 A No. It was prior to that.

3 Q Prior to that?

4 A Yes.

5 Q All right. Identify, if you would, please, 09:15AM  
6 each of the integrators that you have worked for in  
7 providing poultry growing operations.

8 A I don't think I understand.

9 Q Have you had more than one integrator that you  
10 provided poultry products to? 09:16AM

11 A Yes.

12 Q All right. Name those entities.

13 A Peterson Farms and Tyson Foods.

14 Q What were the years that you operated a farm  
15 for Peterson Farms? 09:16AM

16 MR. BOND: Object to the form.

17 A I believe I raised chickens for Peterson from  
18 December of '95 to February or March of 2004.

19 Q And that was a continuous time frame that you  
20 worked growing chickens, providing chickens to 09:16AM  
21 Peterson Farms?

22 A Yes.

23 MR. WILLIAMS: What was the date again;  
24 from when to when? I'm sorry.

25 MR. GARREN: He testified 12-95 to 2 or 3 09:16AM

1 of '04.

2 Q Did you immediately then begin producing  
3 poultry products for Tyson on or about February or  
4 March of '04?

5 A Yes, I did.

09:17AM

6 Q And have you continuously worked then for  
7 Tyson -- have you continuously grown chickens for  
8 Tyson since that time?

9 A Yes, I have.

10 Q Let me hand you what's been marked as Exhibit  
11 No. 1 and this I'll represent to you is a copy of  
12 the subpoena with the attachment that was provided  
13 to your counsel. Have you seen this document  
14 before?

09:17AM

15 A Yes, I have.

09:17AM

16 Q I'm going to refer you to the exhibit that's  
17 attached to that document and I'd ask you to tell me  
18 if there's any category by the number listed there  
19 that would indicate documents you either did not  
20 find or did not produce in your document production  
21 pursuant to the subpoena.

09:18AM

22 A Okay. I'm sorry. Could you repeat your  
23 question?

24 Q What I'm trying to determine is what documents  
25 you didn't have or you didn't produce and then I'm

09:22AM

1 MR. HIXON: Object to the form.

2 A Both.

3 Q Did Peterson require you to subscribe to any  
4 organization or association to receive literature  
5 about growing practices?

01:27PM

6 A No.

7 Q Are you currently a member of any kind of  
8 association or organization that's associated with  
9 poultry growing?

01:27PM

10 A I'm a member of Poultry Partners.

11 Q All right. We'll talk about that in a little  
12 bit. Any others?

13 A Not that I'm aware of.

14 Q All right.

15 A Or can think of.

01:27PM

16 Q In your deposition of May of '06 you describe  
17 your methods of cleaning out your house. Are those  
18 methods today the same as they were as described in  
19 the May of '06 deposition?

20 A I believe so, yes.

01:28PM

21 Q You haven't done anything different in the  
22 last year or so in the method in how and when you  
23 clean out your poultry barns, have you?

24 A Not that I'm aware of.

25 Q And the same about the cake-out. Have you

01:28PM